

RESIDENTIAL CHILD CARE LICENSING ADVISORY COMMITTEE MEETING MINUTES

11 May 2017
Highland Plaza Building, Auditorium
3760 South Highland Drive
Salt Lake City, UT

Members Present: Kathryn Martinez, Kathleen Phinney, Dale Smith, and Ilse Wilson.

Members Excused: Laura L. Brown, and Jessica Goodman.

Members Absent: Quang-Tuyen Nguyen.

Department of Health and Child Care Licensing Staff Present: Sarah Atherton, Simon Bolivar, Avis Burrows, Jolene Holbrook, Sue Kirkham, Paul Patrick, Jessica Strout, Kim Rice, and Austin Roy.

WELCOME

Dale S. welcomed those members of the committee and the public who were in attendance. Meeting commenced at 9:05 am.

APPROVAL OF MINUTES

Minutes from the March meeting were approved via email.

ASSIGNMENT FOLLOW-UP

Simon Bolivar:

- Investigate burden of proof for exempt status in other states and report back to the committee (Why is it that we have no teeth, and how have other states addressed this issue?).
 - Done
 - Simon presented findings to committee. Kathleen P. asked what CCL's official position is on the matter. Simon said that CCL does not take political sides on any issue; however, once legislation is in draft the department will make a statement regarding its official stance. Ilse W. asked a question about providers claiming children are all related, Simon replied that CCL will intervene whenever the health and safety of children is in jeopardy.

NEW BUSINESS

“Rethinking the Rules” – Proposed Rules

Simon said that the rules are currently under internal review. The new proposed rules will be simplified and current. Dale S. asked how the rules have balanced legal jargon and common language. Simon said that he and the lawyers are working to keep the language as simple as possible and to avoid unnecessary legal jargon. Kathleen P. said that she, as a lawyer, is in favor of the simplified language as well. Kathleen P. asked if the rules could be approved before the next meeting, via email. Simon said that they could, however they will have to go through the rule making process, which includes a one month comment period. Dale S. suggested that the committee members be given a chance to review the proposed rules before the next meeting so that they can make better recommendations.

Care About Childcare - Market Rate Survey

Karrie explained the market rate survey, what it is, what information is collected, and commented that they need more feedback from licensed providers. She asked that the committee please spread the word. Kathleen P. asked how the committee can help, Karrie told her to just get the word out as best as you can. Kathleen P. requested that the department send a reminder email blast. An audience member asked if there is a public record of who has responded. Karrie said no, there is not, and that information cannot be made public.

Hand Sanitizer - The information regarding hand sanitizer has been updated, should hand sanitizer be inaccessible?

Simon shared information from the CDC regarding hand sanitizer and how dangerous it is. Kathryn M. asked what the current rule says about making hand sanitizer inaccessible. Simon said that there is currently no rule. An audience member commented that kids bring hand sanitizer in their backpacks. Simon said we currently would issue a lack of supervision finding if something were to happen. Jody Zabriskie commented that an inaccessibility rule would adversely affect her center. Kathryn M. said she is concerned that hand sanitizer is in diaper bags and sometimes providers don't even know. Simon suggested that instead of creating new rule, hand sanitizer could simply be added to the current list of hazardous items. Jay Pevey asked about the 36 inch rule and Simon said if the item was above that height it would be okay. Braquel Jackson commented that she would not recommend getting rid of hand sanitizer stations in center lobbies. Ilse W. reminded Braquel that this is the meeting for homes and not centers. Ilse W. made a motion that hand sanitizer should not be accessible to infants and toddlers, and that if used, it should be administered by an adult. Kathleen P. seconded, and the committee approved the motion.

Residential Facilities – Considered Licensed 24/7

Dale S. said that a provider's license is active whenever children are present and that there were concerns about this topic.

There were several questions and concerns about having the provider's grandchildren and the friends of the provider's children coming over outside of the caring hours and being expected to keep all the rules. Simon said that a home provider has a right to their home, and that the rules apply whenever a qualified child is in care.

After several questions, comments and concerns from the committee members and the public, it was recommended that Simon would take the issue to the lawyers and bring clarification. Dale recommended that the committee wait for the revised rules before taking a stand. Committee decided to discuss this issue at the next meeting.

Discuss July Advisory Meeting

Dale S. recommended that the committee meet in July based on the important items on the next agenda. The committee all agreed.

Committee Member Comments and Recommendations

None

COMMITTEE MEMBER COMMENT AND RECOMMENDATION

None

PUBLIC COMMENT

None

NEW ASSIGNMENTS

Austin Roy: Send an email blast on behalf of the advisory committee to all home providers with a reminder to participate in the CAC Market Rate Survey.

Simon Bolivar: Clarify the 24/7 regulation requirements for home providers.

AGENCY AND COMMITTEE REPORTS

Care About Childcare

- Updates were given regarding the Stronger Start Grant, Intergenerational Poverty Grant, and Afterschool Partnership Grant. The Infant/Toddler Subcommittee is working on a new grant. CAC has received a lot of good feedback from recent public meetings, and levels have changed, please see OCC website for details. CAC Utah Valley University has a new director, Joyce Hasting. OCC is currently in the process of getting all forms and applications online.

Food Program

BCI requirements have been updated and now all providers will be doing the same background screening. Area eligibility rates will be changing to biannual instead of annual.

After School Network

- Quarterly newsletters start in June, and behavioral training is to be offered on August 26.

Head Start

- None.

Child Care Licensing

- Green postcard will be going out soon: Legislative bill SB8 increased the cost of BCI from \$15 to \$18 effective July 1, 2017, and by September 1st all required fingerprints need to be submitted. Jody Zabriskie had a question about people who work at more than one facility. Simon said that caregivers who work at more than one facility need to be associated with all of them. People can be added to a facility by either submitting a background screening form online (no fees required) or by calling Joan Isom. There will soon be a new fingerprint office in the highland plaza building, and they plan to charge a \$12 fee for services.

ADJOURNMENT

Dale S. adjourned the meeting at 11:00 am

UPCOMING SCHEDULE 2017

July 13, 2017
September 14, 2017
November 9, 2017

Highland Plaza Building
3760 S. Highland Dr.
Salt Lake City, UT
3rd Floor Auditorium
9:00 a.m. to 11:00 a.m.

Anyone with a disability requiring accommodations to attend or fully participate in this program should contact Austin Roy at (801) 273-2904 or via email at aroy@utah.gov to request reasonable accommodations.

Note: These minutes are not intended to be a verbatim transcript of all items discussed, but are to record the significant features of the business conducted in this meeting.